

CITY OF ANGELS CITY COUNCIL MINUTES

Tuesday, January 18, 2011

Council Members Present: Jack Boeding (Mayor), Jack Lynch (Vice Mayor), Elaine Morris and Stuart Raggio

Absent: Council Member Turco

Staff Present: Richard Matranga, David Richards, Vanessa Apodaca, Melisa Ralston, David Hanham, Todd Fordahl and Mary Kelly

5:30 P.M. CALL TO ORDER

ADJOURN TO CLOSED SESSION

- A. PUBLIC EMPLOYMENT: Museum Director
Pursuant to Government Code Section 54957 Public Employee Appointment
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to litigation pursuant to California Government Code subdivision (b) of Section 54956.9: (One case)

6:00 P.M. RECONVENE TO REGULAR CITY COUNCIL MEETING

ACTION TAKEN IN CLOSED SESSION

- A. PUBLIC EMPLOYMENT: Museum Director
Pursuant to Government Code Section 54957 Public Employee Appointment
Action: Council approved the hiring of Museum Director as recommended by the Museum Commission
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to litigation pursuant to California Government Code subdivision (b) of Section 54956.9: (One case)
Action: No discussion on this item

APPROVAL OF AGENDA

Agenda was approved by consensus

PRESENTATION TO OUTGOING CITY ADMINISTRATOR

Mayor Boeding presented Tim Shearer with a plaque thanking him for his service to the City.

STAFF UPDATES

Dave Hanham – Planning Director

- Updated report included in the packet.

Todd Fordahl – Interim Police Chief

- Updated report included in the packet.

Melisa Ralston – Finance Officer

- Working on year-end financials and W-2's
- Moving forward with finance software – on schedule

Dave Richards – Interim City Administrator

- Updated report included in the packet.

Vanessa Apodaca – City Engineer

- Updated report included in the packet.

COUNCIL UPDATES

Council Member Lynch

- Attended Museum Commission closed session meeting

Council Member Morris

- Attended CCOG orientation meeting

PUBLIC COMMENTS

Michele Lee – ACBA Vice President

- Invited Council to ACBA monthly social on February 7th at Camps. Several new business owners will be present to discuss their businesses.

Gene Bloechl – Angels Camp Resident

- Asked for update on the remedy of the odor on Finnegan Lane. Council Member Raggio suggested he attend the Infrastructure meeting on Friday where this will be discussed.

Lynne Oddo – Froggie's Car Wash

Lynne reported that it is the 9th year anniversary of Froggie's Car Wash and they have been presented with two awards from 'Oil Lube News'. They were selected as a first place winner in best landscaping internationally. She stated that the design and contracting of the Car Wash was done locally.

CONSENT AGENDA

MOTION by Council Member Lynch, seconded by Council Member Morris and carried 4-0 ADOPTING THE CONSENT AGENDA AS PRESENTED:

- Minutes of Regular meeting –January 4, 2011
- Adopt Resolution No. 11-03 Signature Authority Approval
- Addendum to Interim City Administrator's Contract

REGULAR MEETING

1. **PUBLIC HEARING: WATER RATE STRUCTURE CHANGE**

Council Member Lynch explained the background of his suggestion to modify the water service rates to include 1000 cubic feet of water in the base rate.

6:25 p.m. Public Hearing Opened

The Mayor asked if there was any comment from the public regarding this item. There being none, the public hearing was closed.

6:26 p.m. Public Hearing Closed

Council Member Raggio said that preparing a rate study was mentioned at the December 21st Council meeting. He asked if this should be done before proceeding with the proposed water rate change. Council Member Morris read her comments into the record (**Attachment 'A'**). She recommended there be no further reduction in the water rate and no further borrowing from the water and wastewater accounts until the water master plan is updated. Council Member Lynch stated that by continuing with the present rates, the water fund reserves

will continue to climb. The projected rate structure from the 2006 study are incorrect assumptions. He stated he is asking only for a suspension. Mayor Boeding and Council Members Raggio and Morris were in agreement to fund a rate study before moving forward with a rate structure change.

MOTION by Council Member Lynch to adopt Resolution No. 11-05. A RESOLUTION MODIFYING WATER SERVICE RATES TO INCLUDE 1000 CUBIC FEET OF WATER IN THE BASE RATE.

Motion died due to lack of second.

2. **CEMETERY DISTRICT WATER BILL APPEAL**

Melisa explained the cemetery district had complained of a large water bill in 2010. Although the City and the cemetery district both investigated, no leakage or other problems could be found. The cemetery district is requesting a refund of \$615.70 in water charges plus \$45.00 in late fees. Melisa explained that she has already adjusted their bill \$442.46. The Council agreed to an adjustment noting there has been no evidence of wasteful usage or leakage. The meter may be broken and it was noted that a new water meter has been ordered and will be installed.

MOTION by Council Member Lynch, seconded by Council Member Raggio and carried 4-0 DIRECTING STAFF TO CREDIT THE CEMETERY DISTRICT \$660.70, LESS \$442.46 ADJUSTMENT ALREADY GIVEN FOR A TOTAL CREDIT OF \$217.24. NOTE: THIS CREDIT BEING GIVEN AS THERE IS NO EVIDENCE OF WASTEFUL USE OR LEAKAGE AND A MALFUNCTIONED METER IS SUSPECT.

3. **RECONSIDERATION OF ADOPTION OF AMENDMENT TO ORDINANCE NO. 448**

MOTION by Council Member Morris, seconded by Council Member Lynch and carried 4-0 APPROVING THE RECONSIDERATION OF ADOPTION OF ORDINANCE NO. 448. AN ORDINANCE AMENDING TITLE 17, ZONING; CHAPTER 17.30, SUBURBAN COMMERCIAL ZONE DISTRICT OF THE CITY OF ANGELS CAMP MUNICIPAL CODE

MOTION by Council Member Lynch, seconded by Council Member Morris and carried 4-0 INTRODUCING ORDINANCE #448. AN ORDINANCE AMENDING TITLE 17, ZONING, CHAPTER 17.30 SC SUBURBAN COMMERCIAL DISTRICT OF THE MUNICIPAL CODE: WAIVE READING AND SET PUBLIC HEARING FOR MARCH 1, 2011

CALENDAR

ADJOURN

Meeting was adjourned at 7:15 PM.

Jack Boeding
Mayor

ATTEST:

Mary Kelly
City Clerk